UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

CASE NO.	00-0346-CR-FERGUSON/SNOW(S)		
	21 U.S.C. § 841(a)(1		
		FILED by INTAKE	
		JUN 2 1 2001	
UNITED STATES OF AMERICA,)	CLARENCE MADDOX CLERK U.S. DIST. CT. S.D. OF FLA. • FT. LAUD.	
Plaintiff,)		
VS.)		
KENNY GARDNER,)		
Defendant.)))		

SUPERSEDING INDICTMENT

The Grand Jury charges that:

COUNT I

On or about September 28, 2000, in Broward County, in the Southern District of Florida, the defendant,

KENNY GARDNER,

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine base, commonly known as crack cocaine, in violation of Title 21, United States Code, Section 841(a)(1).



COUNT II

On or about October 4, 2000, in Broward County, in the Southern District of Florida, the defendant.

KENNY GARDNER,

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine base, commonly known as crack cocaine, in violation of Title 21, United States Code, Section 841(a)(1).

COUNT III

On or about October 5, 2000, in Broward County, in the Southern District of Florida, the defendant.

KENNY GARDNER,

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine base, commonly known as crack cocaine, in violation of Title 21, United States Code, Section 841(a)(1).

COUNT IV

On or about October 6, 2000, in Broward County, in the Southern District of Florida, the defendant.

KENNY GARDNER,

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine base, commonly known as crack cocaine, in violation of Title 21, United States Code, Section 841(a)(1).

COUNT V

On or about October 10, 2000, in Broward County, in the Southern District of Florida, the defendant,

KENNY GARDNER,

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, that is, a mixture and substance containing a detectable amount of cocaine base, commonly known as crack cocaine, in violation of Title 21, United States Code, Section 841(a)(1).

A TRUE BILL:

ASSISTANT UNITED STATES ATTORNEY

-cr-06348-MGC

UNITED STATES DISTRICT COURT DOCUM SOUTHERN DISTRICT POF PROBLES D DOCKET 06/21/2001

UNITE	D STA	TES OF AMERICA	CASE NO.	00-6348-CR	FERGUSON/SNOW(s)		
v.		CERTIFICATE OF TRIAL ATTORNEY*					
KENN	KENNY GARDNER		Superseding Case Information:				
Court Division: 'Select One)		New Defendant(s) Yes No _X_ Number of New Defendants					
<u>x</u>	Miami FTL	Key West WPBFTP	Total number of counts				
	I do he	reby certify that:					
		I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.					
	2.	 I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161. 					
	3.	Interpreter: (Yes o List language and/or dialect	r No)no				
	4.	This case will take2-3.	days for the	e parties to try.			
	5.	Please check appropriate ca (Check only one)	ategory and typ	pe of offense listed bel (Check only one)	ow:		
	 V	0 to 5 days 6 ⋅o 10 days 11 to 20 days 21 to 60 days 61 days and over	X	Petty Minor Misdem. Felony			
	6. Has this case been previously filed in this District Court? (Yes or No) _No_ If yes: Case No (Attach copy of dispositive order)						
	Has a complaint been filed in this matter? (Yes or No)						
	Is this a potential death penalty case? (Yes or No) No						
	7. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999?Yes _X_NoIf yes, was it pending in the Central Region?YesNo						
	8. Did this case originate in the Narcotics Section, Miami? Yes _X_ No						

ASSISTANT UNITED STATES ATTORNEY Florida Bar No. 100765

UNITED STATES DISTRICT COURT DOCUME SOUTHERN DISTRICT COURT DOCKET 06/21/2001

PENALTY SHEET

Defendant's Name_KE	ENNY GARDNER	Case No	00-6348-CR-FERGUSON/SNOW(s)			
=======================================	12=22=25=25=2	=======				
Count #: 1						
POSSESSION WITH I	NTENT TO DISTRIBUTE	COCAINE E	ASE			
21 U.S.C. § 841(a)(1)						
Max. Penalty:	20 YEARS' IMPRISONMENT; \$1,000,000 FINE					
Count #: 2						
POSSESSION WITH I	NTENT TO DISTRIBUTE	COCAINE B	ASE			
21 U.S.C. § 841(a)(1)						
Max. Penalty:	x. Penalty: 20 YEARS' IMPRISONMENT; \$1,000,000 FINE					
Count #: 3		=======				
POSSESSION WITH I	NTENT TO DISTRIBUTE	COCAINE B	ASE			
21 U.S.C. § 841(a)(1)						
Max. Penalty:	20 YEARS' IMPRISON					
Count #: 4			-422224444			
POSSESSION WITH I	NTENT TO DISTRIBUTE	COCAINE B	ASE			
21 U.S.C. § 841(a)(1)						
Max. P€ /alty:	20 YEARS IMPRISON		0,000 FINE			
Count #. 5						
POSSESSION WITH INTENT TO DISTRIBUTE COCAINE BASE						
21 U.S.C. § 841(a)(1)						
Max. Penalty:	20 YEARS' IMPRISONI		0,000 FINE			
Count #:						
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^{*}Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.

-cr-06348-MGC

UNITED STATES DISTRICT COURT

Southern District of Florida
Central Criminal Division

No. FL 04611